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**Texas Board of Physical Therapy Examiners
Board Meeting**

**333 Guadalupe, Suite 2-510
Austin, Texas 78701**

**September 6, 2013
9:00 a.m.**

10
11 **Members Present:** Gary Gray, PT, Chair
12 Shari Waldie, PT, Vice Chair
13 Melinda Rodriguez, PT, Secretary
14 Karen Gordon, PT
15 Kathleen Luedtke-Hoffman, PT
16 René Peña, Public Member
17 Daniel Reyna, Public Member
18 Jeffrey Tout, PT
19 Philip Vickers, Public Member
20

21 **Counsel:** Kara Holsinger, Assistant Attorney General
22

23 **Staff:** Nina Hurter, PT Coordinator
24 John Maline, Executive Director
25 Mark Turek, Chief Investigator
26 Cindy Machado, Licensing Manager
27 Marilyn Hartman, Asst. Licensing Manager
28

29 **Guests:** Paul Hardin, TPTA
30 Barbara Sanders, PT, TPTA
31 Stacey Mather, TPTA
32 Amber Townsley, TPTA
33 Tabbetha Cruse, PT
34 Jaylynn Price
35

- 36
37 1. Call to order
38 2. Public comment
39 3. Approval of minutes from the May 2-3, 2013 meeting
40 4. Discussion and possible action on Executive Director's Report concerning fiscal and budgetary
41 matters, final legislative action, quarterly performance measures, Executive Council actions,
42 ongoing projects, agency personnel matters, and other agency business, including changes to fees
43 as per HB 588
44 5. Executive Session pursuant to §551.074 of the Government Code, regarding the appointment,
45 employment, evaluation, reassignment, duties, discipline, or dismissal of the Executive Director of
46 the Executive Council of Physical Therapy and Occupational Therapy Examiners
47 6. Investigation Committee Report and consideration by the Board of the following items
48 A. Review and possible action on agreed orders for case #s 11292; 11301; 11326; 11344;
49 11392; 11399; 11403; 12223; 12363; 12399; 13025; 13083; 13101; 13107; 13111;
50 13187; 13198; 13204; 13212; 13222; 13242; 13243; 13260; 13261; 13264; 13269;
51 13277; 13279; 13280; 13281; 13282; 13283; 13284; 13286; 13308; 13309; 13316;
52 13329; 13341; 13350; 13351; 13352; 13353; 13354; 13356; 13357; 13362; 13363; and
53 13385.
54 B. Discussion and possible action on the Investigation Committee Meeting of August 9, 2013
55 C. Discussion and possible action on investigative activities to date

- 1 7. Discussion and possible action on adopting changes to §346.1, Educational Settings, and §346.3,
2 Early Childhood (ECI) Setting
- 3 8. Rules Committee Report and discussion and possible action by the Board on the following items
- 4 D. Discussion and possible action on proposing changes to §337.1, License and Renewal
5 Certificate as per HB 588
- 6 E. Discussion and possible action on proposing changes to §341.1, Requirements for Renewal
7 as per HB 588
- 8 F. Discussion and possible action on proposing changes to §341.6, License Restoration, as per
9 HB 588
- 10 G. Discussion and possible action on proposing changes to §329.1, General Licensure
11 Requirements, as per HB 588
- 12 H. Discussion and possible action on proposing changes to §329.6, Licensure by Endorsement,
13 regarding licensure of military spouses
- 14 I. Discussion and possible action on a letter requesting clarification on whether a PT may refer a
15 patient to another provider
- 16 9. Education Committee Report and discussion and possible action by the Board on the following
17 items
- 18 D. Discussion and possible action on the TPTA Continuing Competence Approval Program
19 (CCAP) report
- 20 E. Discussion and possible action on proposing changes to §341.2, Requirements for Renewal,
21 and §341.3, Qualifying Continuing Competence Activities
- 22 F. Discussion and possible action on a request for a waiver of TOEFL requirements by Shih-
23 Chiao Tseng
- 24 G. Discussion and possible action on a request for a CC waiver, as per §341.5, Waiver of
25 Continuing Competence Units
- 26 10. Vision Committee Report and discussion and possible action by the Board on the following items
- 27 D. Discussion and possible action regarding the Federation of State Boards of Physical Therapy,
28 including a report on the Leadership Issues Forum and the 2013 annual conference and
29 delegate assembly
- 30 E. Discussion and possible action on telehealth/teletherapy
- 31 11. Discussion and possible action on the Board Coordinator's report
- 32 12. Board Chair's report concerning any item listed on the agenda and on events that have occurred
33 between this meeting and the Board's last meeting.
- 34 13. Discussion and possible action on the election of board officers
- 35 14. Discussion and possible action on long-term planning for future meetings, including future meeting
36 dates and agenda items
- 37 15. Adjournment
- 38

39

40 **1. Call to order**

41

42 Mr. Gray called roll and determined that a quorum existed. He called the meeting to order at 9:27 a.m.

43

44 **2. Public comment**

45

46 There was no public comment at this time; Ms. Cruse held her comments for a specific agenda item.

47

48 **3. Approval of minutes from the May 2-3, 2013 meeting**

49

50 *Motion: To approve the minutes as corrected.*

51 *Made by: Shari Waldie*

52 *Second: Melinda Rodriguez*

53 *Motion passed unanimously.*

54

1 **4. Discussion and possible action on Executive Director's Report concerning fiscal and**
2 **budgetary matters, final legislative action, quarterly performance measures, Executive**
3 **Council actions, ongoing projects, agency personnel matters, and other agency business,**
4 **including changes to fees as per HB 588**
5

6 Mr. Maline reported on the following:

- 7 i Agency fiscal status
- 8 i Performance Measures
- 9 i Outcome of the agency Legislative Appropriation Request
- 10 i Budget for the 2014-2015 cycle, and a new staff position
- 11 i Bills passed affecting the agency or licensees
- 12 i Fee changes required by HB 588 (PT renewal and restoration fees, as sought by the PT
13 Board)

14
15 **5. Executive Session pursuant to §551.074 of the Government Code, regarding the**
16 **appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the**
17 **Executive Director of the Executive Council of Physical Therapy and Occupational Therapy**
18 **Examiners**
19

20 Mr. Gray called the Board into executive session at 10:12 a.m., and called it back into open session at
21 10:18 a.m. The Board took no action.
22

23 **6. Investigation Committee Report and consideration by the Board of the following items**
24

- 25 **A. Review and possible action on agreed orders for case #s 11292; 11301; 11326; 11344;**
26 **11392; 11399; 11403; 12223; 12363; 12399; 13025; 13083; 13101; 13107; 13111;**
27 **13187; 13198; 13204; 13212; 13222; 13242; 13243; 13260; 13261; 13264; 13269;**
28 **13277; 13279; 13280; 13281; 13282; 13283; 13284; 13286; 13308; 13309; 13316;**
29 **13329; 13341; 13350; 13351; 13352; 13353; 13354; 13356; 13357; 13362; 13363; and**
30 **13385.**
31

32 The Board reviewed and approved the following Agreed Orders presented by Mr. Turek. All were
33 approved unanimously.
34

13385	13350	13282	13357	13212	12363
12399	13353	13352	13269	13309	13308
13198	13277	13362	12223	13187	13107
13316	13281	13280	13286	13083	11403
13329	13351	13283	11399	13243	13242
13311	13354	13356	11392	13101	
13341	13279	13261	13204	11301	

35
36 **B. Discussion and possible action on the Investigation Committee Meeting of August 9,**
37 **2013**
38

39 Mr. Turek reported that the Committee reviewed 220 cases, held three informal conferences, and
40 issued 49 Agreed Orders.
41

42 **C. Discussion and possible action on investigative activities to date**
43

44 Mr. Turek reported on quarterly enforcement performance measures, investigative travel, and
45 school visits.
46

47 **7. Discussion and possible action on adopting changes to §346.1, Educational Settings, and**
48 **§346.3, Early Childhood (ECI) Setting**

1
2 There were no comments submitted regarding the changes to §346.3. There was no discussion of this
3 item.

4
5 *Motion: To adopt changes to §346.3 as proposed in the Texas Register.*

6 *Made by: Shari Waldie*

7 *Second: Kathleen Luedtke-Hoffman*

8 *Motion passed unanimously.*

9
10 The Board reviewed comments regarding changes to §346.1, and noted that the proposed amendment
11 removed the requirement that a PT do a reevaluation of the student at any interval other than that
12 required by federal law in the school setting. It now requires only that the PT review the plan of care
13 every 60 schools days or each time the student receives PT services, if that interval is longer.

14
15 *Motion: To adopt changes to §346.1 as proposed in the Texas Register .*

16 *Made by: Shari Waldie*

17 *Second: Melinda Rodriguez*

18 *Motion passed unanimously.*

19
20 **8. Rules Committee Report and discussion and possible action by the Board on the following**
21 **items**

22
23 Ms. Waldie summarized the changes to the PT Practice Act sought in HB 588, which required the
24 following changes to the rules.

25
26 **D. Discussion and possible action on proposing changes to §337.1, License and Renewal**
27 **Certificate as per HB 588**

28
29 These changes remove the requirement that a licensee display the renewal certificate. The renewal
30 certificate is no longer issued by the Board.

31
32 *Motion: To propose changes to §337.1. (Attachment 1)*

33 *Made by: Committee*

34 *Second: none required*

35 *Motion passed unanimously.*

36
37 **E. Discussion and possible action on proposing changes to §341.1, Requirements for**
38 **Renewal as per HB 588**

39
40 These changes reorder and restate existing information for clarity, and reflect changes to renewal and
41 restoration requirements in the law.

42
43 *Motion: To propose changes to §341.1. (Attachment 2)*

44 *Made by: Committee*

45 *Second: none required*

46 *Motion passed unanimously.*

47
48 **F. Discussion and possible action on proposing changes to §341.6, License Restoration, as**
49 **per HB 588**

50
51 Ms. Waldie briefly outlined the recommended requirements for restoration of a license expired more
52 than a year.

53
54 *Motion: To propose changes to §341.6. (Attachment 3)*

55 *Made by: Committee*

56 *Second: none required*

1 *Motion passed unanimously.*

2
3 **G. Discussion and possible action on proposing changes to §329.1, General Licensure**
4 **Requirements, as per HB 588**
5

6 Ms. Waldie summarized the amendments, which will insert the “address of record” into the list of
7 addresses that must be updated by a licensee when they change, and include information regarding
8 credit for military experience and education as required by SB 162. Staff explained the administrative
9 changes required to set the “address of record” into place: updates to online applications for licensure
10 and renewal, changes to the database and website, and to paper forms and instructions.

11
12 *Motion: To propose changes to §329.1. (Attachment 4)*

13 *Made by: Committee*

14 *Second: none required*

15 *Motion passed unanimously.*

16
17 **H. Discussion and possible action on proposing changes to §329.6, Licensure by**
18 **Endorsement, regarding licensure of military spouses**
19

20 This changes would mirror changes made two years ago to assist spouses of military personnel who
21 were restoring a license, essentially speeding up the application process by allowing online verification
22 of licensure. Also, they clarify what a passing score on the national exam is for licensure by
23 endorsement purposes.

24
25 *Motion: To propose changes to §329.6. (Attachment 5)*

26 *Made by: Committee*

27 *Second: none required*

28 *Motion passed unanimously.*

29
30 **I. Discussion and possible action on a letter requesting clarification on whether a PT may**
31 **refer a patient to another provider**
32

33 The Board entertained public comment from Ms. Cruse on the question she posed in her letter, asking
34 if a PT may legally refer a patient to another provider. The Board agreed with Ms. Cruse' position that
35 the PT Practice Act does not prohibit PTs from referring a patient to a more appropriate provider when
36 necessary, and that determining the necessity of an outside referral is well within the clinical decision-
37 making abilities and scope of practice of the PT. During that discussion, it also confirmed that the
38 interpretation of medical tests, including diagnostic imaging, is outside the PT scope of practice as
39 established by Texas law.

40
41 **9. Education Committee Report and discussion and possible action by the Board on the**
42 **following items**
43

44 **D. Discussion and possible action on the TPTA Continuing Competence Approval Program**
45 **(CCAP) report**
46

47 Dr. Luedtke-Hoffman reported that, among other decisions, the Committee supported a proposed
48 increase in the fees paid by sponsors for course approval. It recommended a revision of the MOU with
49 TPTA to allow for this.

50
51 *Motion: To revise the MOU at the next meeting in order to make changes to the fees.*

52 *Made by: Committee*

53 *Second: none required*

54 *Motion passed unanimously.*

55
56 The agenda was reordered to match the order of Committee discussion.

1
2 **F. Discussion and possible action on a request for a waiver of TOEFL requirements by**
3 **Shih-Chiao Tseng**
4

5 Dr. Luedtke-Hoffman reported that the Committee did not grant the request for a waiver, which Ms.
6 Teng requested be based on a method of defining years of education different than the one used by the
7 Board.
8

9 **G. Discussion and possible action on a request for a CC waiver, as per §341.5, Waiver of**
10 **Continuing Competence Units**
11

12 Dr. Luedtke-Hoffman reported that the Committee granted the request for the CC waiver due to medical
13 hardship.
14

15 **E. Discussion and possible action on proposing changes to §341.2, Requirements for**
16 **Renewal, and §341.3, Qualifying Continuing Competence Activities**
17

18 Dr. Luedtke-Hoffman noted the changes the Committee made to the draft approved at the May
19 meeting: it amended the definition of “continuing competence” and added a statement clarifying that
20 course approval granted to a sponsor was not transferrable if the course was offered by a different
21 entity.
22

23 *Motion: To propose changes to §341.2. (Attachment 6)*
24 *Made by: Committee*
25 *Second: none required*

26 *Motion passed unanimously.*
27

28 Dr. Luedtke-Hoffman reported that the Committee made several nonsubstantive changes to language
29 but made no changes of substance to the draft approved at the May meeting. She stated also that the
30 rules will become effective as of February 1, 2014, and will only apply to licenses renewed on or after
31 that date.
32

33 *Motion: To propose changes to §341.3. (Attachment 7)*
34 *Made by: Committee*
35 *Second: none required*

36 *Motion passed unanimously.*
37

38 **10. Vision Committee Report and discussion and possible action by the Board on the following**
39 **items**
40

41 **D. Discussion and possible action regarding the Federation of State Boards of Physical**
42 **Therapy, including a report on the Leadership Issues Forum and the 2013 annual**
43 **conference and delegate assembly**
44

45 As requested by Mr. Peña, Dr. Luedtke-Hoffman, the Board’s elected delegate, reported on the motions
46 to come before the assembly. Dr. Luedtke-Hoffman summarized the issues involved in each motion,
47 and stated that the Committee was in favor of all of the motions (primarily supporting the establishment
48 of tighter NPTE eligibility requirements and efforts to enhance license portability) except for one that
49 would support the license title of “doctor of physical therapy” or DPT for all PT licensees, regardless of
50 education.
51

52 *Motion: To support motions as discussed at the Federation’s delegate assembly.*
53 *Made by: Committee*
54 *Second: none required*

55 *Motion passed unanimously.*
56

1 **E. Discussion and possible action on telehealth/teletherapy**

2
3 Mr. Peña reported that the Committee was reluctant to encourage the Board to write rules about this
4 subject with no direct knowledge of how it would work. It asked Mr. Hardin if TPTA would be interested
5 in researching this issue through a taskforce of members who might have more knowledge/experience
6 in the area. Mr. Hardin agreed that TPTA would undertake this mission.
7

8 **11. Discussion and possible action on the Board Coordinator's report**

9
10 Ms. Hurter reported that work on the new website would begin soon.
11

12 **12. Board Chair's report concerning any item listed on the agenda and on events that have**
13 **occurred between this meeting and the Board's last meeting.**

14
15 Mr. Gray made no report.
16

17 **13. Discussion and possible action on the election of board officers**

18
19 *Motion: To re-elect Gary Gray as Chair.*

20 *Made by: René Peña*

21 *Second: Shari Waldie*

22 *Motion passed unanimously.*
23

24 There were no other nominations for Chair.
25

26 *Motion: To re-elect Shari Waldie as Vice-Chair.*

27 *Made by: René Peña*

28 *Second: Karen Gordon*

29 *Motion passed unanimously.*
30

31 There were no other nominations for Vice-Chair.
32

33 *Motion: To re-elect Melinda Rodriguez as Board Secretary.*

34 *Made by: René Peña*

35 *Ms. Rodriguez was re-elected Board Secretary by unanimous acclamation of the Board.*
36

37 There were no other nominations for Secretary.
38

39 Mr. Gray briefly described how new appointments are made to committees after an election, and
40 suggested that members should consider what committees they would prefer to be on, as he would
41 make those appointments before the next series of meetings.
42

43 Ms. Waldie agreed to remain on the Executive Council. Mr. Reyna and Mr. Vickers agreed to share the
44 responsibility of acting as public member for the Executive Council.
45

46 **14. Discussion and possible action on long-term planning for future meetings, including future**
47 **meeting dates and agenda items**

48
49 Mr. Peña reminded staff to include changes to the rule regarding elections on the next agenda. Ms.
50 Rodriguez noted that she had asked the Rules Committee to address the subject of caseload
51 determinations for PTs in the school setting.
52

53 The Board selected the following meeting dates: January 16, May 2, and July 25, 2014.
54

55 **15. Adjournment**

1 *Motion:* *To adjourn the meeting.*
2 *Made by:* *Kathleen Luedtke-Hoffman*
3 *Second:* *René Peña*
4 *Motion passed unanimously.*

5
6 Mr. Gray adjourned the meeting at 12:56 p.m.
7

8
9 **Date reviewed by the Committee: 1/17/2014**
10 **Action taken by the Committee: approved as submitted.**

1 **Attachment 1**

2
3 The Texas Board of Physical Therapy Examiners proposes amendments to §329.1, regarding General
4 Licensure Requirements. The amendments reflect changes to the law regarding contact information
5 that licensees and facility owners must submit to the Board along with address of record designation,
6 and also the addition of information regarding the acceptance of pertinent military service, training or
7 education toward the licensure of military personnel or veterans.

8 John P. Maline, Executive Director, has determined that for the first five-year period these amendments
9 are in effect there will be no additional costs to state or local governments as a result of enforcing or
10 administering these amendments.

11 Mr. Maline has also determined that for each year of the first five-year period these amendments are in
12 effect the public benefit will be clearly identified licensee contact information and a faster licensure
13 process for military personnel and veterans. Mr. Maline has determined that there will be no costs or
14 adverse economic effects to small or micro businesses, and therefore an economic impact statement or
15 regulatory flexibility analysis is not required for the amendment. There are no anticipated costs to
16 individuals who are required to comply with the rule as proposed.

17 Comments on the proposed amendments may be submitted to Nina Hurter, PT Coordinator, Texas
18 Board of Physical Therapy Examiners, 333 Guadalupe, Suite 2-510, Austin, Texas 78701; email:
19 nina.hurter@ptot.texas.gov. Comments must be received no later than 30 days from the date this
20 proposed amendment is published in the *Texas Register*.

21 The amendments are proposed under the Physical Therapy Practice Act, Title 3, Subtitle H, Chapter
22 453, Texas Occupations Code, which provides the Texas Board of Physical Therapy Examiners with
23 the authority to adopt rules consistent with this Act to carry out its duties in administering this Act.

24 Title 3, Subtitle H, Chapter 453, Texas Occupations Code is affected by these amendments.

25 **§329.1.General Licensure Requirements and Procedures.**

26 (a) Requirements. All applications for licensure shall include:

- 27 (1) a completed board application form with a recent color photograph of the applicant;
28 (2) the non-refundable application fee as set by the executive council;
29 (3) a successfully completed board jurisprudence exam on the Texas Physical Therapy Practice
30 Act and board rules; and
31 (4) documentation of academic qualifications.

32 (A) For applicants who completed their physical therapy education in the U.S., the
33 documentation required is:

34 **(i) a transcript sent directly to the board from the degree-granting institution**
35 **showing enrollment in the final semester of an accredited PT or PTA program as**
36 **provided in §453.203 of the Act; and**

37 **(ii) a statement signed by the program director or other authorized school official,**
38 **notarized or with the school seal affixed, stating that the applicant has successfully**
39 **completed the PT or PTA program.**

40 (B) For applicants who completed their physical therapy education outside of the U.S., the
41 documentation required is set out in §329.5 of this title (relating to Licensing Procedures for
42 Foreign-Trained Applicants).

43 **(C) For applicants who are active U.S. military service members or veterans, any military**
44 **service, training or education verified and credited by an accredited PT or PTA program is**
45 **acceptable to the board.**

- 1 (b) Licensure by examination. If an applicant has not passed the national licensure exam, the applicant
2 must also meet the requirements in §329.2 of this title (relating to License by Examination).
- 3 (c) Licensure by endorsement. If the applicant is licensed as a PT or PTA in another state or jurisdiction
4 of the U.S., the applicant must also meet the requirements as stated in §329.6 of this title (relating to
5 Licensure by Endorsement).
- 6 (d) Application expiration. An application for licensure is valid for one year after the date it is received
7 by the board.
- 8 (e) False information. An applicant who submits an application containing false information may be
9 denied licensure by the board.
- 10 (f) Rejection. Should the board reject an application for licensure, the reasons for the rejection will be
11 stated. The applicant may submit additional information and request reconsideration by the board. If the
12 applicant remains dissatisfied, a hearing may be requested as specified in the Act, §453.352.
- 13 (g) Changes to licensee information. Applicants and licensees must notify the board in writing of
14 changes in address of record, and residential, mailing, or business addresses within 30 days of the
15 change. For a name change at time of renewal, the licensee must submit a copy of the legal document
16 enacting the name change with the renewal application.
- 17 (h) Replacement copy of license. The board will issue a copy of a license to replace one lost or
18 destroyed upon receipt of a written request and the appropriate fee from the licensee. The board will
19 issue a new original license after a name change upon receipt of a written request, the appropriate fee,
20 and a copy of the legal document enacting the name change.

1 **Attachment 2**

2 The Texas Board of Physical Therapy Examiners proposes amendments to §329.6, regarding
3 Licensure by Endorsement. The amendments reflect changes to the law regarding the licensure by
4 endorsement of the spouse of a member of the U.S. Armed Forces on active duty and establish that the
5 issuance of that license will be expedited. The amendments also clarify that the score reported as part
6 of the application must have been accepted as a passing score by a state, District of Columbia, or
7 territory of the U.S. at the time the applicant took the exam.

8 John P. Maline, Executive Director, has determined that for the first five-year period these amendments
9 are in effect there will be no additional costs to state or local governments as a result of enforcing or
10 administering these amendments.

11 Mr. Maline has also determined that for each year of the first five-year period these amendments are in
12 effect the public benefit will be assistance for spouses of military service people on active duty. Mr.
13 Maline has determined that there will be no costs or adverse economic effects to small or micro
14 businesses, and therefore an economic impact statement or regulatory flexibility analysis is not required
15 for the amendment. There are no anticipated costs to individuals who are required to comply with the
16 rule as proposed.

17 Comments on the proposed amendments may be submitted to Nina Hurter, PT Coordinator, Texas
18 Board of Physical Therapy Examiners, 333 Guadalupe, Suite 2-510, Austin, Texas 78701; email:
19 nina.hurter@ptot.texas.gov. Comments must be received no later than 30 days from the date this
20 proposed amendment is published in the *Texas Register*.

21 The amendments are proposed under the Physical Therapy Practice Act, Title 3, Subtitle H, Chapter
22 453, Texas Occupations Code, which provides the Texas Board of Physical Therapy Examiners with
23 the authority to adopt rules consistent with this Act to carry out its duties in administering this Act.

24 Title 3, Subtitle H, Chapter 453, Texas Occupations Code is affected by these amendments.

25 **§329.6.Licensure by Endorsement.**

26 (a) Eligibility. The board may issue a license by endorsement to an applicant currently licensed in
27 another state, District of Columbia, or territory of the U.S. [United States], if they have not previously
28 held a permanent license issued by this board.

29 (b) Requirements. An applicant seeking licensure by endorsement must:

30 (1) meet the requirements as stated in §329.1 of this title (relating to General Licensure
31 Requirements and Procedures);

32 (2) provide a score report for [submit a passing score on] the National Physical Therapy
33 Examination sent directly to the board by the board-approved reporting service, or scores on the
34 Registry Examination sent directly to the board by the American Physical Therapy Association. The
35 score reported must have satisfied requirements for licensure in a state at the time the applicant
36 took the exam; and

37 (3) provide verification of license from every jurisdiction in which the applicant has held or still holds
38 a license, sent directly to the board by the issuing jurisdiction. The board may accept web-based
39 verification in place of verification sent by another jurisdiction if the board is satisfied that the
40 applicant's license(s) is/are valid.

41 (c) Licensure of a Military Spouse. The board will expedite the issuance of a license by endorsement to
42 a spouse of a member of the U.S. armed forces on active duty. The applicant must provide official
43 documentation of the active duty status of the spouse.

44 (d) [(e)] Provisional licensure. The board may grant a provisional license under the conditions listed in
45 paragraphs (1) and (2) of this subsection. The applicant must submit the provisional license fee as set
46 by the executive council, and meet all other requirements of licensure by examination or endorsement
47 as set by the board. The board may not grant a provisional license to an applicant with disciplinary

1 action in their licensure history. The provisional license is valid for 180 days, or until a permanent
2 license is issued or denied, whichever is first. The conditions under which the board may grant a
3 provisional license are:

4 (1) The applicant is applying for licensure by endorsement, and there is a delay in the submission
5 of required documents outside the applicant's control; or

6 (2) The applicant has previously held a Texas license and is currently licensed in another state that
7 has licensing requirements substantially equivalent to those of Texas, but has not worked as a PT
8 or PTA for the two years prior to application for a license in Texas, and must submit to
9 reexamination to restore the Texas license as stated in §341.1 of this title (relating to
10 Requirements for Renewal).

11
12

1 **Attachment 3**

2

3 The Texas Board of Physical Therapy Examiners proposes amendments to §337.1, regarding License
4 and Renewal Certificate. The amendments reflect changes to the law during the last session by
5 deleting the requirement that licensees display a renewal certificate with the original license and
6 changing the title of the rule.

7 John P. Maline, Executive Director, has determined that for the first five-year period these amendments
8 are in effect there will be no additional costs to state or local governments as a result of enforcing or
9 administering these amendments.

10 Mr. Maline has also determined that for each year of the first five-year period these amendments are in
11 effect the public benefit will be more efficient operations by the agency. Mr. Maline has determined that
12 there will be no costs or adverse economic effects to small or micro businesses, and therefore an
13 economic impact statement or regulatory flexibility analysis is not required for the amendment. There
14 are no anticipated costs to individuals who are required to comply with the rule as proposed.

15 Comments on the proposed amendments may be submitted to Nina Hurter, PT Coordinator, Texas
16 Board of Physical Therapy Examiners, 333 Guadalupe, Suite 2-510, Austin, Texas 78701; email:
17 nina.hurter@ptot.texas.gov. Comments must be received no later than 30 days from the date this
18 proposed amendment is published in the *Texas Register*.

19 The amendments are proposed under the Physical Therapy Practice Act, Title 3, Subtitle H, Chapter
20 453, Texas Occupations Code, which provides the Texas Board of Physical Therapy Examiners with
21 the authority to adopt rules consistent with this Act to carry out its duties in administering this Act.

22 Title 3, Subtitle H, Chapter 453, Texas Occupations Code is affected by these amendments.

23 **§337.1. Display of License [and Renewal Certificate].**

24 Displayed reproduction of the original license [~~and/or the renewal certificate~~] is unauthorized. The
25 original license [~~and renewal certificate~~] must be displayed in the principal place of practice.
26 Reproduction of the original license [~~and/or renewal certificate~~] is authorized for institutional file
27 purpose only.

28

1 **Attachment 4**

2 The Texas Board of Physical Therapy Examiners proposes amendments to §341.2, regarding
3 Continuing Competence Requirements. The amendments move information about the requirement for
4 a course covering ethics and professional responsibility and the requirement for approval by the board-
5 approved organization to this section from §341.3, Qualifying Continuing Competence Activities, and
6 update the definition of continuing competence. The amendments also modify and add to the
7 information that activity sponsors/providers should use in publicity and on certificates of completion
8 regarding approval by the board.

9 John P. Maline, Executive Director, has determined that for the first five-year period these amendments
10 are in effect there will be no additional costs to state or local governments as a result of enforcing or
11 administering these amendments.

12 Mr. Maline has also determined that for each year of the first five-year period these amendments are in
13 effect the public benefit will be PTs and PTAs that are competent to practice. Mr. Maline has
14 determined that there will be no costs or adverse economic effects to small or micro businesses, and
15 therefore an economic impact statement or regulatory flexibility analysis is not required for the
16 amendments. There are no anticipated costs to individuals who are required to comply with the rule as
17 proposed.

18 Comments on the proposed amendments may be submitted to Nina Hurter, PT Coordinator, Texas
19 Board of Physical Therapy Examiners, 333 Guadalupe, Suite 2-510, Austin, Texas 78701; email:
20 nina.hurter@ptot.texas.gov. Comments must be received no later than 30 days from the date this
21 proposed amendment is published in the *Texas Register*.

22 The amendments are proposed under the Physical Therapy Practice Act, Title 3, Subtitle H, Chapter
23 453, Texas Occupations Code, which provides the Texas Board of Physical Therapy Examiners with
24 the authority to adopt rules consistent with this Act to carry out its duties in administering this Act.

25 Title 3, Subtitle H, Chapter 453, Texas Occupations Code is affected by these amendments.

26 **§341.2.Continuing Competence Requirements.**

27 (a) Continuing competence is the ongoing acquisition and maintenance of the professional knowledge,
28 skill, and ability of the PT or PTA through successful completion of educational and professional
29 activities related to the physical therapy profession. [~~Continuing competence is the ongoing self-~~
30 assessment, development and implementation of a personal learning plan, and subsequent
31 reassessment.]

32 (b) All continuing competence activities submitted to satisfy renewal requirements must be board-
33 approved by an organization selected by the board[;] as established in subsection (h) of this
34 section [§341.3 of this title (relating to Qualifying Continuing Competence Activities)].

35 (c) For each biennial renewal, physical therapists must complete a total of 30 continuing competence
36 units (CCUs); physical therapist assistants must complete a total of 20 CCUs. A CCU is the relative
37 value assigned to continuing competence activities based on specific criteria developed by the Board.

38 (d) Continuing competence activities utilized to fulfill renewal requirements must be completed within
39 the 24 months prior to the license expiration date.

40 (e) Licensees must maintain original continuing competence activity completion documents, as
41 specified in §341.3 of this title (relating to Qualifying Continuing Competence Activities), for four years
42 after the license expiration date.

43 (f) [(e)] All licensees must complete two CCUs in board-approved programs in ethics and professional
44 responsibility as part of their total continuing competence requirement. Only programs receiving
45 approval specifically for content in ethics and professional responsibility meet this requirement. In

1 addition to the meeting the requirements described in §341.3 of this title, activities submitted to meet
2 the ethics and professional responsibility requirements for license renewal shall include at a minimum
3 the following components.

4 (1) The theoretical basis for ethical decision-making;

5 (2) APTA's Code of Ethics and Guide for Professional Conduct;

6 (3) Legal standards of behavior (including but not limited to the Act and Rules of the board); and

7 (4) Application of content to real and/or hypothetical situations.

8 (g) [(#)] The executive council will conduct an audit of a random sample of licensees at least quarterly to
9 determine compliance with continuing competence requirements. Failure to maintain accurate
10 documentation, or failure to respond to a request to submit documentation for an audit within 30 days of
11 the date on the request, may result in disciplinary action by the board. [Licensees who are more than
12 90 days late in renewing a license are not included in the audit, and must submit documentation of
13 continuing competence activities at time of renewal. The board or its committees may request proof of
14 completion of continuing competence activities claimed for renewal purposes at any time from any
15 licensee.]

16 (1) Licensees who are more than 90 days late in renewing a license are not included in the audit, and
17 must submit documentation of continuing competence activities at time of renewal.

18 (2) The board or its committees may request proof of completion of continuing competence activities
19 claimed for renewal purposes at any time from any licensee.

20 (h) Pursuant to a Memorandum of Understanding (MOU) with the board, the Texas Physical Therapy
21 Association (TPTA) shall act as the board-approved organization and shall be authorized to accredit
22 providers and to evaluate and approve continuing competence activities for purposes of compliance
23 with mandatory CC requirements as set by the board. This authority shall include authority to give,
24 deny, withdraw and limit accreditation of providers and approval of competence activities, and to charge
25 and collect fees as set forth in the MOU and in the statute and rules governing the board and the
26 practice of physical therapy in Texas.

27 (1) A program may be approved before or after the licensee attends it, but must be approved prior to
28 license renewal.

29 (2) A program taken to meet the ethics and professional responsibility requirements must have
30 individual course approval.

31 (3) To apply for continuing competence review, the licensee or sponsor/provider must submit a fee as
32 approved by the board with the CC review application and any additional documentation as specified in
33 this section to the TPTA. Interested parties may contact the TPTA in Austin, Texas, (512) 477-1818,
34 www.tpta.org.

35 (A) Accredited providers and course sponsors are authorized to use the following statements to notify
36 licensees of approval.

37 (i) Sponsors of approved activities.

38 (I) The following statement is authorized for use in publicity: "This activity has been approved by the
39 Texas Board of Physical Therapy Examiners for _____ CCUs for PTs and PTAs."

40 (II) The following statement is authorized for use on certificates of completion only: "This activity has
41 been approved by the Texas Board of Physical Therapy Examiners, approval # _____, for _____ CCUs for
42 PTs and PTAs."

- 1 (ii) Sponsors or accredited providers of activities approved as meeting the ethics and professional
2 responsibility content requirement.
- 3 (I) The following statement is authorized for use in publicity: "This activity has been approved by the
4 Texas Board of Physical Therapy Examiners for _____ CCUs toward the ethics and professional
5 responsibility requirement for PTs and PTAs."
- 6 (II) The following statement is authorized for use on certificates of completion only: "This activity has
7 been approved by the Texas Board of Physical Therapy Examiners, approval # _____, for _____ CCUs
8 toward the ethics and professional responsibility requirement for PTs and PTAs."
- 9 (iii) Accredited providers.
- 10 (I) The following statement is authorized for use in publicity: "This activity is offered by the Texas Board
11 of Physical Therapy Examiners Accredited Provider # _____ and provides _____ CCUs for PTs and
12 PTAs licensed in Texas."
- 13 (II) The following statement is authorized for use on certificates of completion only: "This activity is
14 offered by the Texas Board of Physical Therapy Examiners Accredited Provider # _____ and provides
15 _____ CCUs for PTs and PTAs licensed in Texas."
- 16 (B) Sponsors of activities that have not received an approval number from the TPTA are not authorized
17 to include a statement implying pending or future approval of that activity by the board.
- 18 (C) A course is approved only for the accredited provider offering the course or the sponsor submitting
19 it for approval. Course approval may not be transferred from one provider or sponsor to another.
- 20 (4) Interested parties may contact the TPTA to inquire if a particular activity is approved. A list of
21 approved activities is available on the TPTA web site.
- 22 (5) Pursuant to the MOU, the TPTA shall provide quarterly reports to the board of its activities.
23 Additionally, the TPTA shall report to the board the results of periodic quality assurance follow-up or
24 review of a representative sample of approved continuing competence activities. In the event of
25 sponsor/provider noncompliance, results will be reported to the board in writing for further investigation
26 and direction.
- 27 ~~[(g) The licensee must retain original completion documents, certificates, or college or university~~
28 ~~transcripts and syllabi for four years as specified in §341.3 of this title.]~~
- 29
30
31

1 **Attachment 5**

2
3 The Texas Board of Physical Therapy Examiners proposes amendments to §341.2, regarding
4 Continuing Competence Requirements. The amendments move information about the requirement for
5 a course covering ethics and professional responsibility and the requirement for approval by the board-
6 approved organization to this section from §341.3, Qualifying Continuing Competence Activities, and
7 update the definition of continuing competence. They also modify and add to the information that
8 activity sponsors/providers should use in publicity and on certificates of completion regarding approval
9 by the board.

10 John P. Maline, Executive Director, has determined that for the first five-year period these amendments
11 are in effect there will be no additional costs to state or local governments as a result of enforcing or
12 administering these amendments.

13 Mr. Maline has also determined that for each year of the first five-year period these amendments are in
14 effect the public benefit will be PTs and PTAs that are competent to practice. Mr. Maline has
15 determined that there will be no costs or adverse economic effects to small or micro businesses,
16 therefore an economic impact statement or regulatory flexibility analysis is not required for the
17 amendment. There are no anticipated costs to individuals who are required to comply with the rule as
18 proposed.

19 Comments on the proposed amendments may be submitted to Nina Hurter, PT Coordinator, Texas
20 Board of Physical Therapy Examiners, 333 Guadalupe, Suite 2-510, Austin, Texas 78701; email:
21 nina.hurter@ptot.texas.gov. Comments must be received no later than 30 days from the date this
22 proposed amendment is published in the <eti> *Texas Register* <et>.

23 The amendments are proposed under the Physical Therapy Practice Act, Title 3, Subtitle H, Chapter
24 453, Texas Occupations Code, which provides the Texas Board of Physical Therapy Examiners with
25 the authority to adopt rules consistent with this Act to carry out its duties in administering this Act.

26 Title 3, Subtitle H, Chapter 453, Texas Occupations Code is affected by these amendments.

27 **§341.2. Continuing Competence Requirements.**

28 (a) Continuing competence is the ongoing acquisition and maintenance of the professional knowledge,
29 skill, and ability of the PT or PTA through successful completion of educational and professional
30 activities related to the physical therapy profession. [~~Continuing competence is the ongoing self-~~
31 assessment, development and implementation of a personal learning plan, and subsequent
32 reassessment.]

33 (b) All continuing competence activities submitted to satisfy renewal requirements must be board-
34 approved by an organization selected by the board [,] as established in subsection (h) of this section
35 [§341.3 of this title (relating to Qualifying Continuing Competence Activities)].

36 (c) For each biennial renewal, physical therapists must complete a total of 30 continuing competence
37 units (CCUs); physical therapist assistants must complete a total of 20 CCUs. A CCU is the relative
38 value assigned to continuing competence activities based on specific criteria developed by the Board.

39 (d) Continuing competence activities utilized to fulfill renewal requirements must be completed within
40 the 24 months prior to the license expiration date.

41 (e) Licensees must maintain original continuing competence activity completion documents, as
42 specified in §341.3 of this title (relating to Qualifying Continuing Competence Activities), for four years
43 after the license expiration date.

44 (f)~~(e)~~ All licensees must complete two CCUs in board-approved programs in ethics and professional
45 responsibility as part of their total continuing competence requirement. Only programs receiving
46 approval specifically for content in ethics and professional responsibility meet this requirement. In
47 addition to the meeting the requirements described in §341.3 of this title, activities submitted to meet

1 the ethics and professional responsibility requirements for license renewal shall include at a minimum
2 the following components.

3 (1) The theoretical basis for ethical decision-making;

4 (2) APTA's Code of Ethics and Guide for Professional Conduct;

5 (3) Legal standards of behavior (including but not limited to the Act and Rules of the board); and

6 (4) Application of content to real and/or hypothetical situations.

7 (g) [(f)] The executive council will conduct an audit of a random sample of licensees at least quarterly to
8 determine compliance with continuing competence requirements. Failure to maintain accurate
9 documentation, or failure to respond to a request to submit documentation for an audit within 30 days of
10 the date on the request, may result in disciplinary action by the board. [Licensees who are more than
11 90 days late in renewing a license are not included in the audit, and must submit documentation of
12 continuing competence activities at time of renewal. The board or its committees may request proof of
13 completion of continuing competence activities claimed for renewal purposes at any time from any
14 licensee.]

15 (1) Licensees who are more than 90 days late in renewing a license are not included in the audit,
16 and must submit documentation of continuing competence activities at time of renewal.

17 (2)The board or its committees may request proof of completion of continuing competence
18 activities claimed for renewal purposes at any time from any licensee.

19 [(g) The licensee must retain original completion documents, certificates, or college or university
20 transcripts and syllabi for four years as specified in §341.3 of this title.]

21 (h) Pursuant to a Memorandum of Understanding (MOU) with the board, the Texas Physical Therapy
22 Association (TPTA) shall act as the board-approved organization and shall be authorized to accredit
23 providers and to evaluate and approve continuing competence activities for purposes of compliance
24 with mandatory CC requirements as set by the board. This authority shall include authority to give,
25 deny, withdraw and limit accreditation of providers and approval of competence activities, and to charge
26 and collect fees as set forth in the MOU and in the statute and rules governing the board and the
27 practice of physical therapy in Texas.<et>

28 (1) A program may be approved before or after the licensee attends it, but must be approved prior
29 to license renewal.

30 (2) A program taken to meet the ethics and professional responsibility requirements must have
31 individual course approval.

32 (3) To apply for continuing competence review, the licensee or sponsor/provider must submit a fee
33 as approved by the board with the CC review application and any additional documentation as
34 specified in this section to the TPTA. Interested parties may contact the TPTA in Austin, Texas,
35 (512) 477-1818, www.tpta.org.

36 (A) Accredited providers and course sponsors are authorized to use the following statements
37 to notify licensees of approval.

38 (i) Sponsors of approved activities.

39 (I) The following statement is authorized for use in publicity: "This activity has
40 been approved by the Texas Board of Physical Therapy Examiners for _____
41 CCUs for PTs and PTAs."

42 (II) The following statement is authorized for use on certificates of completion
43 only: "This activity has been approved by the Texas Board of Physical Therapy
44 Examiners, approval # _____, for _____ CCUs for PTs and PTAs."

45 (ii) Sponsors or accredited providers of activities approved as meeting the ethics and
46 professional responsibility content requirement.

1 (I) The following statement is authorized for use in publicity: "This activity has
2 been approved by the Texas Board of Physical Therapy Examiners for _____
3 CCUs toward the ethics and professional responsibility requirement for PTs and
4 PTAs."

5 (II) The following statement is authorized for use on certificates of completion
6 only: "This activity has been approved by the Texas Board of Physical Therapy
7 Examiners, approval # _____, for _____ CCUs toward the ethics and professional
8 responsibility requirement for PTs and PTAs."

9 (ii) Accredited providers.

10 (I) The following statement is authorized for use in publicity: "This activity is
11 offered by the Texas Board of Physical Therapy Examiners Accredited Provider
12 # _____ and provides _____ CCUs for PTs and PTAs licensed in Texas."

13 (II) The following statement is authorized for use on certificates of completion
14 only: "This activity is offered by the Texas Board of Physical Therapy Examiners
15 Accredited Provider # _____ and provides _____ CCUs for PTs and PTAs
16 licensed in Texas."

17 (B) Sponsors of activities that have not received an approval number from the TPTA are not
18 authorized to include a statement implying pending or future approval of that activity by the
19 board.

20 (C) A course is approved only for the accredited provider offering the course or the sponsor
21 submitting it for approval. Course approval may not be transferred from one provider or
22 sponsor to another.

23 (4) Interested parties may contact the TPTA to inquire if a particular activity is approved. A list of
24 approved activities is available on the TPTA web site.

25 (5) Pursuant to the MOU, the TPTA shall provide quarterly reports to the board of its activities.
26 Additionally, the TPTA shall report to the board the results of periodic quality assurance follow-up
27 or review of a representative sample of approved continuing competence activities. In the event of
28 sponsor/provider noncompliance, results will be reported to the board in writing for further
29 investigation and direction.

2 The Texas Board of Physical Therapy Examiners proposes amendments to §341.3, regarding
3 Qualifying Continuing Competence Activities. The amendments revise the list of activities that qualify
4 for credit and move information regarding the ethics/professional responsibility requirement and the
5 activity approval process to another section of the chapter.

6 John P. Maline, Executive Director, has determined that for the first five-year period these amendments
7 are in effect there will be no additional costs to state or local governments as a result of enforcing or
8 administering these amendments.

9 Mr. Maline has also determined that for each year of the first five-year period these amendments are in
10 effect the public benefit will be PTs and PTAs that are competent to practice. Mr. Maline has
11 determined that there will be no costs or adverse economic effects to small or micro businesses,
12 therefore an economic impact statement or regulatory flexibility analysis is not required for the
13 amendment. There are no anticipated costs to individuals who are required to comply with the rule as
14 proposed.

15 Comments on the proposed amendments may be submitted to Nina Hurter, PT Coordinator, Texas
16 Board of Physical Therapy Examiners, 333 Guadalupe, Suite 2-510, Austin, Texas 78701; email:
17 nina.hurter@ptot.texas.gov. Comments must be received no later than 30 days from the date this
18 proposed amendment is published in the *Texas Register*.

19 The amendments are proposed under the Physical Therapy Practice Act, Title 3, Subtitle H, Chapter
20 453, Texas Occupations Code, which provides the Texas Board of Physical Therapy Examiners with
21 the authority to adopt rules consistent with this Act to carry out its duties in administering this Act.

22 Title 3, Subtitle H, Chapter 453, Texas Occupations Code is affected by these amendments.

23 **§341.3. Qualifying Continuing Competence Activities.**

24 ~~[(a)]~~ Licensees may select from a variety of activities to fulfill the requirements for continuing
25 competence. These activities include the following~~[-, but are not limited to]:~~

26 (1) Continuing education (CE) ~~[courses/programs]~~.

27 (A) Program content and structure must be approved by the board-approved organization, or
28 be offered by a provider accredited by that organization. Programs must meet the following
29 criteria:

30 (i) Program content must be easily recognizable as pertinent to the physical therapy
31 profession and in the areas of ethics, professional responsibility, clinical application,
32 clinical management, behavioral science, science, or risk management.

33 (ii) The content must be identified by instructional level, i.e., basic, intermediate,
34 advanced. Program objectives must be clearly written to identify the knowledge and skills
35 the participants should acquire and be consistent with the stated instructional level.

36 (iii) The instructional methods related to the objectives must be identified and be
37 consistent with the stated objectives.

38 (iv) Programs must be presented by a licensed health care provider, or by a person with
39 appropriate credentials and/or specialized training in the field.

40 (v) Program providers are prohibited from self-promotion of programs, products, and/or
41 services during the presentation of the program.

42 (vi) The participants must evaluate the program. A summary of these evaluations must be
43 made available to the board-approved organization upon request.

1 (vii) Records of each licensee who participates in the program must be maintained for four
2 years by the CE sponsor/provider and must be made available to the board-approved
3 organization upon request.

4 (B) CE programs subject to this subsection include the following:

5 (i) Live ~~Traditional on-site~~ programs.

6 (I) One contact hour equals 1 continuing competence unit (CCU).

7 (II)~~(+)~~ Documentation ~~for CE programs~~ must include the name and license
8 number of the licensee; the title, sponsor/provider, date(s), and location of the
9 course; the number of CCUs awarded, the signature of an authorized signer, and
10 the accredited provider or program approval number.

11 (III)~~(+)~~ If selected for audit, the licensee must submit the specified
12 documentation.

13 (ii) Self-study programs – Structured, self-paced programs or courses offered through
14 electronic media (for example, via the internet or on DVD) or on paper (for example, a
15 booklet) completed without direct supervision or attendance in a class. ~~Home study~~
16 programs (paper or web-based).

17 (I) One contact hour equals 1 CCU.

18 (II) ~~(+)~~ Documentation must include the name and license number of the
19 licensee; the title, sponsor/provider, date(s), and instructional format of the
20 course; the number of CCUs awarded, the signature of an authorized signer, and
21 the accredited provider or program approval number.

22 (III) ~~(+)~~ If selected for audit, the licensee must submit the specified
23 documentation.

24 (iii) Regular inservice-type programs over a one-year period where individual sessions are
25 granted 2 CCUs or less.

26 (I) One contact hour equals 1 CCU.

27 (II)~~(+)~~ Documentation must include the name and license number of the
28 licensee; the title, sponsor/provider, date(s), and location of the inservice; the
29 signature of an authorized signer, and the accredited provider or program
30 approval number with the maximum CCUs granted and the CCU value of each
31 session or group of sessions specified and justified.

32 (III)~~(+)~~ Additionally, proof of attendance to any or all inservice sessions must be
33 provided so that individual CCUs earned can be calculated by the program
34 sponsor/provider for submission to the board-approved organization.

35 (IV)~~(+)~~ If selected for audit, the licensee must submit the specified
36 documentation.

37 (iv) Large conferences with concurrent programming.

38 (I) One contact hour equals 1 CCU.

39 (II)~~(+)~~ Documentation must include the licensee's name and license number;
40 title, sponsor/provider, date(s); and location of the conference; the number of
41 CCUs awarded, the signature of an authorized signer, and the accredited
42 provider or course approval number.

43 (III)~~(+)~~ If selected for audit, the licensee must submit the specified
44 documentation and proof of attendance.

45 (2) College or university courses.

1 (A) Courses at regionally accredited US colleges or universities [College or university courses]
2 easily recognizable as pertinent to the physical therapy profession and in the areas of ethics,
3 professional responsibility, clinical application, clinical management, behavioral science,
4 science, or risk management [may be submitted by licensees for consideration of their CC
5 requirement].

6 (i) The course must be at the appropriate educational level for the PT or the PTA.

7 [Documentation required for submission includes the course syllabus for each course and
8 an official transcript. To be considered, the course must be at the appropriate educational
9 level for the physical therapist or physical therapist assistant.]

10 (ii) All college courses in this subsection are subject to the following:

11 (I) One satisfactorily completed credit hour (grade of C or equivalent, or higher)
12 equals 10 CCUs.

13 (II) Documentation required for consideration includes the course syllabus for
14 each course and an official transcript.

15 (III) If selected for audit, the licensee must submit the approval letter from the
16 board-approved organization.

17 [(ii) The licensee should submit the request to the board-approved organization at least 60
18 days prior to the license expiration date.]

19 (B) Courses submitted to meet the ethics/professional responsibility requirement must be
20 approved as stated in §341.2 of this chapter. [40 CCUs are credited for each satisfactorily
21 (grade of C or higher) completed credit hour.]

22 (C) College or university sponsored CE programs (no grade, no official transcript) must comply
23 with paragraph (1)(A) of this subsection. [Documentation must include the approval letter from
24 the board-approved organization. If selected for an audit, the licensee must submit the
25 specified documentation.]

26 (D) College or university courses that are part of a post-professional physical therapy degree
27 program, or are part of a CAPTE-accredited program bridging from PTA to PT, are
28 automatically approved and are assigned a standard approval number by the board-approved
29 organization. If selected for an audit, the licensee must submit an official transcript. [College or
30 university sponsored CE programs (no grade, no official transcript) must comply with
31 paragraph (1)(A) of this subsection.]

32 (3) Scholarship [Self-directed study].

33 (A) Publications. Publication(s) pertinent to physical therapy and in the areas of ethics,
34 professional responsibility, clinical practice, clinical management, behavioral science, science,
35 or risk management written for the professional or lay audience. The author(s) are prohibited
36 from self-promotion of programs, products, and/or services in the publication.

37 (i) The publication must be published within the 24 months prior to the license expiration
38 date.

39 [(i) Publication(s) pertinent to physical therapy and in the areas of ethics, professional
40 responsibility, clinical application, clinical management, behavioral science, science, or
41 risk management written for the professional or lay audience published within the 24
42 months prior to the license expiration date may be submitted by the author(s) for
43 consideration of their CC requirement. The author(s) are prohibited from self-promotion of
44 programs, products, and/or services in the publication.]

45 (ii) CCU values for types of original publications are as follows:

46 (I) A newspaper article (excluding editorials and opinion pieces) may be valued
47 up to 3 CCUs.

1 (II) A regional/national magazine article (excluding editorials and opinion pieces)
2 may be valued up to 10 CCUs.

3 (III) A case study in a peer reviewed publication, monograph, or book chapter(s)
4 is valued at 20 CCUs.

5 (IV) A research article in a peer reviewed publication, or an entire book is valued
6 at 30 CCUs.

7 (iii) Documentation required for consideration includes the following:

8 (I) For newspaper articles, a copy of the article and the newspaper banner,
9 indicating the publication date;

10 (II) For magazine articles and publications in peer reviewed journals, a copy of
11 the article and the Table of Contents page of the publication showing the author's
12 name and the name and date of the publication.

13 (III) For monographs or single book chapters, a copy of the first page of the
14 monograph or chapter, and the Table of Contents page of the publication
15 showing the author's name and the name and date of the publication.

16 (IV) For an entire book or multiple chapters in a book, the author must submit the
17 following: title page, copyright page, entire table of contents, preface or forward if
18 present, and one book chapter authored by the licensee.

19 (iv) If selected for audit, the licensee must submit the approval letter from the board-
20 approved organization.

21 [(ii) Publication(s) must be approved and CCU value determined by the board-approved
22 organization.]

23 [(iii) Maximum CCU values for types of original publications are as follows:]

24 (I) A newspaper article may be worth up to 3 CCUs.]

25 (II) A regional/national magazine article may be worth up to 10 CCUs.]

26 (III) A case study in a peer reviewed publication, monograph, or book chapter(s)
27 may be worth up to 20 CCUs.]

28 (IV) A research article in a peer reviewed publication or an entire book may be
29 worth up to 30 CCUs.]

30 [(iv) The request and final publication(s) should be sent to the board-approved
31 organization at least 60 days prior to the license expiration date. In the event that the
32 publication's release will occur in the 60 days prior to the license expiration date, the
33 author(s) may submit the request, publication in revision form, and letter from the
34 publisher or editor which includes the expected publication release date. In the event that
35 the publication is an entire book or book chapter(s), the author must submit the following:
36 title page, copyright page, entire table of contents, preface or forward if present, and one
37 book chapter authored by the licensee.]

38 (B) Manuscript review. Reviews of manuscripts for peer-reviewed publications pertinent to
39 physical therapy and in the areas of ethics, professional responsibility, clinical practice, clinical
40 management, behavioral science, science, or risk management.

41 (i) The review must be completed within the 24 months prior to the license expiration date.

42 (ii) One manuscript review is valued at 3 CCUs.

43 (iii) For each renewal:

44 (I) PTs may submit no more than 3 manuscript reviews (9 CCUs).

45 (II) PTAs may submit no more than 2 manuscript reviews (6 CCUs).

1 (iv) Documentation required for consideration is a copy of the letter or certificate from the
2 publisher confirming completion of manuscript review.

3 (v) If selected for audit, the licensee must submit the approval letter from the board-
4 approved organization.

5 (C) Grant proposal submission. Submission of grant proposals by principal investigators or
6 co-principal investigators for research that is pertinent to physical therapy and in the areas of
7 ethics, professional responsibility, clinical practice, clinical management, behavioral science,
8 science, or risk management.

9 (i) The grant proposal must be submitted to the funding entity within the 24 months prior to
10 the license expiration date.

11 (ii) One grant proposal is valued at 10 CCUs.

12 (iii) Licensees may submit a maximum of 1 grant proposal (10 CCUs).

13 (iv) Documentation required for consideration is a copy of the grant and letter submitted to
14 the grant-provider.

15 (v) If selected for audit, the licensee must submit the approval letter from the board-
16 approved organization.

17 (D) Grant review for research pertinent to healthcare.

18 (i) The review must be completed within the 24 months prior to the license expiration date.

19 (ii) One grant review is valued at 3 CCUs.

20 (iii) Licensees may submit a maximum of 2 grant reviews (6 CCUs).

21 (vi) Documentation required for consideration is a letter or certificate confirming grant
22 review from the grant-provider.

23 (v) If selected for audit, the licensee must submit the approval letter from the board-
24 approved organization.

25 ~~[(B) Program/Course development, consultation, or teaching.]~~

26 ~~[(i) First time development or presentation of, and teaching or consultation in, programs~~
27 ~~such as CE courses, institutes, seminars, workshops, conferences, and college or~~
28 ~~university courses which are designed to increase professional knowledge in the field of~~
29 ~~physical therapy or other related fields may be submitted for consideration of the CC~~
30 ~~requirement. CCUs are not available for subsequent development, consultation, or~~
31 ~~teaching of the same CE program or college or university course.]~~

32 ~~[(ii) Program/Course development, consultation, or teaching must be approved and CCU~~
33 ~~value determined by the board-approved organization.]~~

34 ~~[(iii) Maximum CCU value cannot exceed twice the value of the CE program or college or~~
35 ~~university course.]~~

36 ~~[(iv) If the licensee is requesting approval for activities associated with an approved CE~~
37 ~~program, he should submit the request with explanation and evidence of his role and~~
38 ~~responsibilities, along with the program approval number, to the board-approved~~
39 ~~organization at least 60 days prior to the license expiration date. In the event that the~~
40 ~~licensee is requesting approval for activities not associated with an approved CE program,~~
41 ~~the licensee must submit the request along with the program/course objectives, outline,~~
42 ~~date(s), and location(s)]~~

43 ~~[(C) Documentation for self-directed study must include supporting evidence for application to~~
44 ~~the board-approved organization and the resulting approval letter. If selected for audit, the~~
45 ~~licensee must submit the specified documentation.]~~

46 (4) Teaching and Presentation Activities.

1 (A) First-time development or coordination of course(s) in a CAPTE-accredited PT or PTA
2 program, or a post-professional physical therapy degree program, or a CAPTE-accredited
3 program bridging from PTA to PT. This activity type is automatically approved and is assigned
4 a standard approval number by the board-approved organization.

5 (i) The course must be offered for the first time within the 24 months prior to the license
6 expiration date.

7 (ii) One student contact hour equals 4 CCUs.

8 (iii) Licensees are limited to the following number of CCUs:

9 (I) PTs may submit a maximum of 10 CCUs for this activity.

10 (II) PTAs may submit a maximum of 8 CCUs for this activity.

11 (iv) If selected for audit, the licensee must submit a copy of the course syllabus indicating
12 the licensee as course coordinator or primary instructor.

13 (B) First-time development or coordination of course(s) in a regionally accredited U.S. college
14 or university program for other health professions.

15 (i) The course must be offered for the first time within the 24 months prior to the license
16 expiration date.

17 (ii) One student contact hour equals 4 CCUs.

18 (iii) Licensees are limited to the following number of CCUs:

19 (I) PTs may submit a maximum of 10 CCUs for this activity.

20 (II) PTAs may submit a maximum of 8 CCUs for this activity.

21 (iv) Documentation required for consideration is a copy of the course syllabus indicating
22 the licensee as course coordinator or primary instructor.

23 (v) If selected for audit, the licensee must submit the approval letter from the board-
24 approved organization.

25 (C) Presentation or instruction as a guest lecturer in a CAPTE-accredited PT or PTA program,
26 or a post-professional physical therapy degree program, or a CAPTE-accredited program
27 bridging from PTA to PT. This activity type is automatically approved and is assigned a
28 standard approval number by the board-approved organization.

29 (i) One student contact hour equals 2 CCUs.

30 (ii) Licensees are limited to the following number of CCUs:

31 (I) PTs may submit a maximum of 10 CCUs for this activity.

32 (I) PTAs may submit a maximum of 8 CCUs for this activity.

33 (iii) If selected for audit, the licensee must submit a copy of the course syllabus indicating
34 the licensee as course presenter or instructor.

35 (D) Presentation or instruction as a guest lecturer in a regionally accredited U.S. college or
36 university program for other health professions.

37 (i) One student contact hour equals 2 CCUs.

38 (ii) Licensees are limited to the following number of CCUs:

39 (I) PTs may submit a maximum of 10 CCUs for this activity.

40 (I) PTAs may submit a maximum of 8 CCUs for this activity.

41 (iii) Documentation required for consideration is a copy of the course syllabus indicating
42 the licensee as course coordinator or primary instructor.

1 (iv) If selected for audit, the licensee must submit a copy of the course syllabus indicating
2 the licensee as course presenter or instructor.

3 (v) If selected for audit, the licensee must submit a copy of the course syllabus indicating
4 the licensee as course presenter or instructor.

5 (E) First-time development, presentation or co-presentation at state, national or international
6 workshops, seminars, or professional conferences, or at a board-approved continuing
7 education course.

8 (i) The course must be offered for the first time within the 24 months prior to the license
9 expiration date.

10 (ii) One contact hour equals 4 CCUs.

11 (iii) Licensees are limited to the following number of CCUs:

12 (I) PTs may submit no more than 10 CCUs for this activity.

13 (II) PTAs may submit no more than 8 CCUs for this activity.

14 (iv) Documentation required for consideration includes one of the following: a copy of a
15 brochure for the presentation indicating the licensee as a presenter; or, a copy of the
16 cover from the program and page(s) indicating the licensee as a presenter.

17 (v) If selected for audit, the licensee must submit the approval letter from the board-
18 approved organization.

19 (F) Service as a clinical instructor for full-time, entry-level PT or PTA students enrolled in
20 accredited education. This activity type is automatically approved and is assigned a standard
21 approval number by the board-approved organization.

22 (i) The instructorship must be completed within the 24 months prior to the license
23 expiration date.

24 (ii) Valuation of clinical instruction is as follows:

25 (I) Supervision of full-time PT or PTA students for 6 – 11 weeks is valued at 5
26 CCUs.

27 (II) Supervision of full-time PT or PTA students for 12 weeks or longer is valued
28 at 10 CCUs.

29 (iii) Licensees are limited to the following number of CCUs:

30 (I) PTs may submit a maximum of 10 CCUs for this activity.

31 (II) PTAs may submit a maximum of 8 CCUs for this activity.

32 (iv) If selected for audit, the licensee must submit a letter or certificate from the
33 coordinator of clinical education confirming clinical supervision and the number of hours
34 supervised from the education program.

35 ~~[(4) Residencies, Fellowships, Examinations, and Practice Review Tools.]~~

36 ~~[(A) The successful completion of a specialty examination may be submitted for consideration~~
37 ~~for the CC requirement. A list of the specialty examinations that qualify for CC will be~~
38 ~~maintained by the board.]~~

39 ~~[(B) The successful completion of an American Physical Therapy Association credentialed~~
40 ~~residency or fellowship program may be submitted for consideration for the CC requirement.]~~

41 ~~[(C) The completion of a Practice Review Tool of the Federation of State Boards of Physical~~
42 ~~Therapy may be submitted for consideration for the CC requirement unless the activity is~~
43 ~~required as a part of a disciplinary action.]~~

44 ~~[(D) Maximum CCU values for Residencies, Fellowships, Examinations, and Practice Review~~
45 ~~Tools shall be as follows but shall not meet the ethics requirement for license renewal:]~~

1 [(i) Successful completion of a specialty examination shall be worth up to 30 CCUs.]

2 [(ii) Successful completion of an American Physical Therapy Association credentialed
3 residency or fellowship program shall be worth up to 30 CCUs.]

4 [(iii) Completion of a Practice Review Tool of the Federation of State Boards of Physical
5 Therapy shall be worth up to 15 CCUs.]

6 ~~[(E) The licensee should submit the request to the board-approved organization with~~
7 ~~explanation and evidence designated by the Board to verify successful completion of the~~
8 ~~residency, fellowship, or examination.]~~

9 (5) Advanced Training, Certification, and Recognition.

10 (A) Specialty Examinations. The Board will maintain and make available a list of recognized
11 specialty examinations. Successful completion of a recognized specialty examination-(initial or
12 recertification) is automatically approved and assigned a standard approval number by the
13 board-approved organization.

14 (i) The specialty examination must be successfully completed within the 24 months prior
15 to the license expiration date.

16 (ii) Each recognized specialty examination is valued at 30 CCUs.

17 (iii) If selected for audit, the licensee must submit a copy of the letter from the certifying
18 body notifying the licensee of completion of the specialty from the credentialing body, and
19 a copy of the certificate of specialization.

20 (iv) A specialty examination not on the list of recognized examinations but pertinent to the
21 physical therapy profession may be submitted to the board-approved organization for
22 consideration. Documentation required for consideration includes the following:

23 (I) Identification and description of the sponsoring organization and its authority
24 to grant a specialization to PTs or PTAs;

25 (II) A complete description of the requirements for specialization including
26 required clock hours of no less than 1,500 completed within the prior 24 months;

27 (III) A copy of the letter notifying the licensee of completion of the specialty from
28 the certifying body, and a copy of the certificate of specialization.

29 (B) APTA Certification for Advanced Proficiency for the PTA. This activity type is automatically
30 approved and is assigned a standard approval number by the board-approved organization.

31 (i) The certification must be successfully completed within the 24 months prior to the
32 license expiration date.

33 (ii) Completion of specialty certification is valued at 20 CCUs.

34 (iii) If selected for audit, the licensee must submit a copy of the letter notifying the licensee
35 of completion of the advanced proficiency, and a copy of the certificate of proficiency.

36 (C) Residency or fellowship relevant to physical therapy. The Board will maintain and make
37 available a list of recognized residencies and fellowships. This activity type is automatically
38 approved and is assigned a standard approval number by the board-approved organization.

39 (i) The residency or fellowship must be successfully completed within the 24 months prior
40 to the license expiration date.

41 (ii) Completion of the residency or fellowship is valued at 30 CCUs.

42 (iii) If selected for audit, the licensee must submit a copy of the letter notifying the licensee
43 of completion of the fellowship, and a copy of the fellowship certificate.

44 (D) Supervision or mentorship of a resident or fellow in an APTA credentialed residency or
45 fellowship program. This activity type is automatically approved and is assigned a standard
46 approval number by the board-approved organization.

1 (i) Clinical supervision of residents or fellows for 1 year is valued at 10 CCUs.

2 (ii) Licensees may submit a maximum of 20 CCUs for this activity.

3 (iii) If selected for audit, the licensee must submit a copy of a letter from the credentialed
4 residency or fellowship program confirming participation as a clinical mentor, with the
5 length of time served as a clinical mentor.

6 (E) Practice Review Tool (PRT) of the Federation of State Boards of Physical Therapy
7 (FSBPT). This activity type is automatically approved and is assigned a standard approval
8 number by the board-approved organization.

9 (i) Completion of a PRT is valued at 15 CCUs.

10 (ii) If selected for audit, the licensee must submit a copy of the FSBPT certificate of
11 completion.

12 (6) Professional Membership and Service. Licensees may submit activities in this category for up
13 to one half of their CC requirement (PT - 15 CCUs, PTAs – 10 CCUs) at time of renewal.
14 Licensees must demonstrate membership or participation in service activities for a minimum of one
15 year during the renewal period to receive credit. Credit is not prorated for portions of years.

16 (A) Membership in the APTA. This activity type is automatically approved and is assigned a
17 standard approval number by the board-approved organization.

18 (i) One year of membership is valued at 1 CCU.

19 (iii) If selected for audit, the licensee must submit a copy of the current membership card.

20 (B) Service on a board, committee, or taskforce for the Texas Board of Physical Therapy
21 Examiners, the American Physical Therapy Association (APTA) (or an APTA component), or
22 the Federation of State Boards of Physical Therapy (FSBPT). This activity type is
23 automatically approved and is assigned a standard approval number by the board-approved
24 organization.

25 (i) One year of service is valued at 3 CCUs.

26 (ii) Licensees are limited to the following number of CCUs per renewal:

27 (I) PTs may submit a maximum of 9 CCUs for this activity.

28 (II) PTAs may submit a maximum of 6 CCUs for this activity.

29 (iii) If selected for audit, the licensee must submit a copy of a letter on official organization
30 letterhead or certificate confirming completion of service.

31 (C) Service as a TPTA Continuing Competence Approval Program reviewer. This activity type
32 is automatically approved and is assigned a standard approval number by the board-approved
33 organization.

34 (i) One year of service is valued at 3 CCUs.

35 (ii) Licensees are limited to the following number of CCUs per renewal:

36 (I) PTs may submit a maximum of 6 CCUs for this activity.

37 (II) PTAs may submit a maximum of 6 CCUs for this activity.

38 (iv) If selected for audit, the licensee must submit a copy of a letter or certificate
39 confirming completion of service on official organization letterhead.

40 (D) Service as an item writer for the national PT or PTA exam. This activity type is
41 automatically approved and is assigned a standard approval number by the board-approved
42 organization.

43 (i) One year of service is valued at 5 CCUs.

44 (iii) Licensees are limited to the following number of CCUs per renewal:

1 (I) PTs may submit a maximum of 10 CCUs for this activity.

2 (II) PTAs may submit a maximum of 10 CCUs for this activity.

3 (iv) If selected for audit, the licensee must submit a copy of a letter or certificate
4 confirming completion of service on official organization letterhead.

5 ~~[(b) In addition to the appropriate criteria noted above, activities submitted to meet the ethics and~~
6 ~~professional responsibility requirements for license renewal shall include at a minimum the following~~
7 ~~components.]~~

8 ~~[(1) The theoretical basis for ethical decision-making;]~~

9 ~~[(2) APTA's Code of Ethics and Guide for Professional Conduct;]~~

10 ~~[(3) Legal standards of behavior (including but not limited to the Act and Rules of the board); and~~

11 ~~[(4) Application of content to real and/or hypothetical situations.]~~

12 ~~[(c) Accreditation of providers or approval of continuing competence activities by the board-approved~~
13 ~~organization.]~~

14 ~~[(1) Pursuant to a Memorandum of Understanding (MOU) with the board, the Texas Physical~~
15 ~~Therapy Association (TPTA) shall act as the board-approved organization and shall be authorized~~
16 ~~to accredit providers and to evaluate and approve continuing competence activities for purposes of~~
17 ~~compliance with mandatory CC requirements as set by the board. This authority shall include~~
18 ~~authority to give, deny, withdraw and limit accreditation of providers and approval of competence~~
19 ~~activities, and to charge and collect fees as set forth in the MOU and in the statute and rules~~
20 ~~governing the board and the practice of physical therapy in Texas.]~~

21 ~~[(2) To be recognized as qualifying for continuing competence credit an activity must be evaluated~~
22 ~~and approved by the TPTA, or be offered by a provider accredited by the TPTA. A program may be~~
23 ~~approved before or after the licensee attends it.]~~

24 ~~[(3) To apply for continuing competence review, the licensee or sponsor/provider must submit a fee~~
25 ~~as approved by the board with the CC review application and any additional documentation as~~
26 ~~specified in this section to the TPTA. Interested parties may contact the TPTA in Austin, Texas,~~
27 ~~(512) 477-1818, www.tpta.org.]~~

28 ~~[(4) Use of statements for publicity.]~~

29 ~~[(A) Sponsors of approved activities may use the following statement in publicity: "This activity~~
30 ~~has been approved by the Texas Board of Physical Therapy Examiners as meeting continuing~~
31 ~~competence requirements for physical therapists and physical therapist assistants."]~~

32 ~~[(B) Sponsors of programs receiving approval specifically for content in ethics/professional~~
33 ~~responsibility may use the following statement in publicity: "This activity has been approved by~~
34 ~~the Texas Board of Physical Therapy Examiners as fulfilling _____ unit(s) of the ethics and~~
35 ~~professional responsibility requirement for license renewal purposes for physical therapists~~
36 ~~and physical therapist assistants."]~~

37 ~~[(C) Accredited providers may use the following statement in publicity: "This activity is provided~~
38 ~~by the Texas Board of Physical Therapy Examiners Accredited Provider # _____ and meets~~
39 ~~continuing competence requirements for physical therapist and physical therapist assistant~~
40 ~~licensure renewal in Texas."]~~

41 ~~[(5) Interested parties may contact the TPTA to inquire if a particular activity is approved. A list of~~
42 ~~approved activities is available on the TPTA web site.]~~

43 ~~[(6) Pursuant to the MOU, the TPTA shall provide quarterly reports to the board of its activities.~~
44 ~~Additionally, the TPTA shall report to the board the results of periodic quality assurance follow-up~~
45 ~~or review of a representative sample of approved continuing competence activities. In the event of~~
46 ~~sponsor/provider noncompliance, results will be reported to the board in writing for further~~
47 ~~investigation and direction.]~~

1 Attachment 7

2 The Texas Board of Physical Therapy Examiners proposes amendments to §341.6, regarding License
3 Restoration. The amendments reflect changes to the law during the last session by setting the
4 requirements licensees must meet before restoring or reinstating a Texas license that has been expired
5 one year or more.

6 John P. Maline, Executive Director, has determined that for the first five-year period these amendments
7 are in effect there will be no additional costs to state or local governments as a result of enforcing or
8 administering these amendments.

9 Mr. Maline has also determined that for each year of the first five-year period these amendments are in
10 effect the public benefit will be to encourage more PTs and PTAs whose licenses have expired to return
11 to the workforce if they are in Texas. Mr. Maline has determined that there will be no costs or adverse
12 economic effects to small or micro businesses, therefore an economic impact statement or regulatory
13 flexibility analysis is not required for the amendment. There are no anticipated costs to individuals who
14 are required to comply with the rule as proposed.

15 Comments on the proposed amendments may be submitted to Nina Hurter, PT Coordinator, Texas
16 Board of Physical Therapy Examiners, 333 Guadalupe, Suite 2-510, Austin, Texas 78701; email:
17 nina.hurter@ptot.texas.gov. Comments must be received no later than 30 days from the date this
18 proposed amendment is published in the *Texas Register*.

19 The amendments are proposed under the Physical Therapy Practice Act, Title 3, Subtitle H, Chapter
20 453, Texas Occupations Code, which provides the Texas Board of Physical Therapy Examiners with
21 the authority to adopt rules consistent with this Act to carry out its duties in administering this Act.

22 Title 3, Subtitle H, Chapter 453, Texas Occupations Code is affected by these amendments.

23 **§341.6. License Restoration.**

24 (a) The board may reinstate a license that has been expired one year or more through the process of
25 restoration if certain requirements are met.

26 ~~(a) Eligibility. A person whose license has been expired for one year or longer may restore the license~~
27 ~~without reexamination if she or he holds a current license in another state, and has actively practiced in~~
28 ~~another state, for the two years preceding the application for restoration.~~

29 (b) Duration. The original expiration date of a restored license will be adjusted so that the license will
30 expire two years after the month of restoration.

31 (c) Persons who are currently licensed in good standing in another state, district, or territory of the U.S.
32 The requirements for restoration are:

33 (1) a completed restoration application form;

34 (2) a passing score on the jurisprudence examination;

35 (3) verification of Licensure from all states in which the applicant holds or has held a license; and

36 (4) the restoration fee.

37 ~~(c) Requirements. The components required for restoration of a license are:~~

38 ~~(1) a notarized restoration application;~~

39 ~~(2) a passing score on the jurisprudence examination;~~

40 ~~(3) a fee equal to the cost of the license examination fee;~~

41 ~~(4) Verification of Licensure from all states in which the applicant holds or has held a license; and~~

42 ~~(5) a history of employment for the two years preceding the application.~~

43 (d) Persons who are not currently licensed in another state or territory of the U.S.

1 (1) A licensee whose Texas license is expired for one to five years. The requirements for
2 restoration are:

3 (A) a completed restoration application form;

4 (B) a passing score on the jurisprudence examination;

5 (C) the restoration fee; and

6 (D) successful completion of a practice review tool and board-approved continuing
7 competence activities (PT 30 CCUs, PTAs 20 CCUs) including two CCUs of approved
8 ethics/professional responsibility activities, or passage of the national examination.

9 (2) A licensee whose Texas license is expired for five years or more may not restore the license
10 but may obtain a new license by taking the national examination again and getting a new license
11 by relicensure. The requirements for relicensure are:

12 (A) a completed restoration application form;

13 (B) a passing score on the jurisprudence examination;

14 (C) the restoration fee; and

15 (D) a passing score on the national exam, reported directly to the board by the Federation of
16 State Boards of Physical Therapy.

17 (e) Military spouses. ~~(d)~~ The board may restore the license to an applicant who is the spouse of a
18 person serving on active duty as a member of the armed forces of the U.S., who has, within the five
19 years preceding the application date, held the license in this state that expired while the applicant lived
20 outside of this state for at least six months. In addition to the requirements listed in subsection (c)(1)-(4)
21 ~~(e)(1)-(3)~~ of this section, the application for restoration shall include:

22 (1) official documentation of current active duty of the applicant's spouse;

23 (2) official documentation of residence outside of Texas for a period of no less than six months,
24 including the date the applicant's license expired; and

25 (3) demonstration of competency. Competency may be demonstrated in one of the following ways:

26 (A) verification of current licensure in good standing in another state, district or territory of the
27 U.S.;

28 (B) reexamination with a passing score on the national physical therapy exam;

29 (C) completion of an advanced degree in physical therapy within the last five years; or

30 (D) successful completion of a practice review tool and continuing competence activities as
31 specified by the board.

32 (f) ~~(e)~~ Renewal of a restored license. To renew a license that has been restored, a licensee must
33 comply with all requirements in §341.1 of this title (relating to Requirements for Renewal).

34

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36